

To the Commission:

This responds to the comments of Gary Pearce in Docket No. 04-37 (BPL proceedings), just filed with the Commission. The Commission is not doing its duty now - why should we have any confidence in it down the road? Unanswered complaints by licensees; ex-parte meetings with BPL interests behind closed doors under disclose rules (but of course, no public participation in those discussions); proposed rules which defy the very intent of Part 15 advanced by the Commission on a schedule that would make the mafia blush!

Mr. Pearce describes a situation whereby the FCC is failing to respond to his complaints of interference by a service which has been pre-conditioned on not causing interference. The Commission's inaction is a reminder of why Courts are an essential part of our government. A Grand Jury should be investigating this situation. By failing to reply to his complaints, the Commission is colluding with these power companies and their (perhaps de facto) subordinate organizations, the Commission is leaving itself wide open to complaints of (possible) corruption, (possible) graft, and (possible) bribery. I say "possible" obviously because the dealings are behind closed doors under the disguise of ex-parte disclose rules whereupon it seems as if certain personnel within the Commission are preparing their resumes for high-paying technology jobs after the elections. I urge Mr. Pearce to seek legal advice (perhaps ARRL's attorney would like a go at this) and obtain a Writ of Extraordinary Relief in the Nature of Mandamus commanding a Grand Jury be impanelled and further ordering Federal Communications Commission to fulfill its duty under penalty of jail time. Folks, if it walks like a duck and it talks like a duck - _____. (You know what I mean...this thing seems to speak for itself.)

I further urge fellow radio amateurs, shortwave listeners, and broadcasters to remember the Commission's thinly disguised pandering in the upcoming elections and oust those whose political philosophies espouse this corporate buy-out of an organization intended to protect the public. I put the telephone companies, internet service providers, and cable-TV carriers on notice that this is nothing less than a cross-subsidized telecommunications service (whereby unregulated securities raised by public utilities are sold to raise capital) which will compete with you...enough of you lose your companies and this will be the world's largest unregulated monopoly with a hand in the very FCC that regulates you!!! You might consider your own attorneys' advice on filing anti-trust actions. While I hope I am completely wrong (all evidence to the contrary, though), I put the word out...even to the FCC. To these ends, I am...

Most respectfully yours,

/s./ James E. Whedbee, M.Ed.
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